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PTO/SB/21 (12-97)
Approved for use through 9/30/00. OMB 0651-0031
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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|--------------------------------------------------------------------------------------------|-----------------------------|-------------------------------|---------|
| TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i> | Application Number | 08/454,921 | |
| | Filing Date | May 31, 1995 | |
| | First Named Inventor | David Hitz | |
| | Group Art Unit | 2307 | |
| | Examiner Name | Paul R. Lintz | |
| Total Number of Pages in This Submission | 66 | Attorney Docket Number | NET-005 |

| ENCLOSURES (check all that apply) | | |
|------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------|
| <input checked="" type="checkbox"/> Fee Transmittal Form | <input type="checkbox"/> Assignment Papers (for an Application) | <input type="checkbox"/> After Allowance Communication to Group |
| <input checked="" type="checkbox"/> Fee Attached | <input type="checkbox"/> Drawing(s) | <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences |
| <input type="checkbox"/> Amendment / Response | <input type="checkbox"/> Licensing-related Papers | <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) |
| <input type="checkbox"/> After Final | <input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition | <input type="checkbox"/> Proprietary Information |
| <input type="checkbox"/> Affidavits/declaration(s) | <input type="checkbox"/> To Convert a Provisional Application | <input type="checkbox"/> Status Letter |
| <input type="checkbox"/> Extension of Time Request | <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address | <input checked="" type="checkbox"/> Additional Enclosure(s) (please identify below). |
| <input type="checkbox"/> Express Abandonment Request | <input type="checkbox"/> Terminal Disclaimer | EPO Appl. EP 0 497 067 A |
| <input checked="" type="checkbox"/> Information Disclosure Statement | <input type="checkbox"/> Small Entity Statement | EPO Appl. EP 0 462 917 A |
| <input type="checkbox"/> Certified Copy of Priority Document(s) | <input type="checkbox"/> Request for Refund | EPO Appl. EP 0 569 313 A |
| <input type="checkbox"/> Response to Missing Parts/Incomplete Application | | IBM Tech Disc 36:03 03/93 |
| <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | | PTO-1449 |
| | | Return Postcard |
| Remarks | | |

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GROUP 2600

| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT | |
|--------------------------------------------|--------------------------------------------|
| Firm or Individual name | The Law Offices of Steven A. Swernofsky |
| Signature | <i>Steven A. Swernofsky</i> REG. NO 33,040 |
| Date | April 6, 1998 |

| CERTIFICATE OF MAILING | | | |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------|------|---------------|
| I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date: April 6, 1998 | | | |
| Typed or printed name | JoJo Zawawi | | |
| Signature | <i>JoJo Zawawi</i> | Date | April 6, 1998 |

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

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PTO/SB/17 (12-97)
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Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE
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FEE TRANSMITTAL

Note: Effective October 1, 1997.
Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT (\$130.00)

Complete if Known

| | |
|------------------------|---------------|
| Application Number | 08/454,921 |
| Filing Date | May 31, 1995 |
| First Named Inventor | David Hitz |
| Group Art Unit | 2307 |
| Examiner Name | Paul R. Lintz |
| Attorney Docket Number | NET-005 |

METHOD OF PAYMENT (check one)

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit Account Number: 50-0365
Deposit Account Name: Steven A. Swernofsky Law Offices

- ☒ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17
☐ Charge the Issue Fee Set in 37 CFR 1.18 at the Mailing of the Notice of Allowance

2. ☒ Payment Enclosed:

☒ Check ☐ Money Order ☐ Other

FEE CALCULATION

1. FILING FEE

| Large Entity Fee Code (\$) | Small Entity Fee Code (\$) | Fee Description | Fee Paid |
|----------------------------|----------------------------|------------------------|----------|
| 101 790 | 201 395 | Utility filing fee | |
| 106 330 | 206 165 | Design filing fee | |
| 107 540 | 207 270 | Plant filing fee | |
| 108 790 | 208 395 | Reissue filing fee | |
| 114 150 | 214 75 | Provisional filing fee | |

SUBTOTAL (1) (\$)

2. CLAIMS

| Total Claims | Extra | Fee from below | Fee Paid |
|---------------------------|-------|----------------|----------|
| -20 = | X | | |
| Independent Claims - 3 = | X | | |
| Multiple Dependent Claims | X | | |

| Large Entity Fee Code (\$) | Small Entity Fee Code (\$) | Fee Description |
|----------------------------|----------------------------|---------------------------------------------------------|
| 103 22 | 203 11 | Claims in excess of 20 |
| 102 82 | 202 41 | Independent claims in excess of 3 |
| 104 270 | 204 135 | Multiple dependent claim |
| 109 82 | 209 41 | Reissue independent claims over original patent |
| 110 22 | 210 11 | Reissue claims in excess of 20 and over original patent |

SUBTOTAL (2) (\$)

FEE CALCULATION (continued)

3. ADDITIONAL FEES

| Large Entity Fee Code (\$) | Small Entity Fee Code (\$) | Fee Description |
|----------------------------|----------------------------|----------------------------------------------------------------------------|
| 105 130 | 205 65 | Surcharge - late filing fee or oath |
| 127 50 | 227 25 | Surcharge - late provisional filing fee or cover sheet. |
| 139 130 | 139 130 | Non-English specification |
| 147 2,520 | 147 2,520 | For filing a request for reexamination |
| 112 920* | 112 920* | Requesting publication of SIR prior to Examiner action |
| 113 1,840* | 113 1,840* | Requesting publication of SIR after Examiner action |
| 115 110 | 215 55 | Extension for reply within first month |
| 116 400 | 216 200 | Extension for reply within second month |
| 117 950 | 217 475 | Extension for reply within third month |
| 118 1,510 | 218 755 | Extension for reply within fourth month |
| 128 2,060 | 228 1,030 | Extension for reply within fifth month |
| 119 310 | 219 155 | Notice of Appeal |
| 120 310 | 220 155 | Filing a brief in support of an appeal |
| 121 270 | 221 135 | Request for oral hearing |
| 138 1,510 | 138 1,510 | Petition to institute a public use proceeding |
| 140 110 | 240 55 | Petition to revive - unavoidable |
| 141 1,320 | 241 660 | Petition to revive - unintentional |
| 142 1,320 | 242 660 | Utility issue fee (or reissue) |
| 143 450 | 243 225 | Design issue fee |
| 144 670 | 244 335 | Plant issue fee |
| 122 130 | 122 130 | Petitions to the Commissioner |
| 123 50 | 123 50 | Petitions related to provisional applications |
| 126 240 | 126 240 | Submission of Information Disclosure Stmt |
| 581 40 | 581 40 | Recording each patent assignment per property (times number of properties) |
| 146 790 | 246 395 | Filing a submission after final rejection (37 CFR 1.129(a)) |
| 149 790 | 249 395 | For each additional invention to be examined (37 CFR 1.129(b)) |

Other fee (specify) _____

Other fee (specify) _____

* Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$130.00)

SUBMITTED BY

Typed or Printed Name: Steven A. Swernofsky

Signature: *Steven A. Swernofsky*

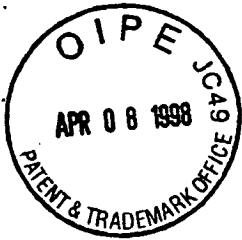
Date: Apr. 6, 1998

Complete (if applicable)

Reg. Number: 33,040

Deposit Account User ID: 50-0365

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

David Hitz, Michael Malcolm, James Lau
& Byron Rakitzis

Serial No. 08/454,921

Filed: May 31, 1995

For: Method for Maintaining Consistent
States of a File System and for
Creating User-Accessible Read-
Only Copies of a File System (as
Amended)

Art Unit: 2307

Examiner: Paul R. Lintz

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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited
with the United States Postal Service with sufficient
postage as First Class Mail, in an envelope addressed to:

Honorable Commissioner of
Patents and Trademarks
Washington, D.C. 20231

on April 6, 1998
Date

JoJo Zawawi
JoJo Zawawi

INFORMATION DISCLOSURE STATEMENT

Honorable Commissioner of
Patents and Trademarks
Washington, D.C. 20231

Dear Sir:

It is requested that the document(s) on the enclosed form be made of
record.

Part I (Authority)

This statement is filed pursuant to:

() 37 C.F.R. § 1.97(b).

This information disclosure statement is filed either (1) within three
months of the filing date of the national applications; (2) within three
months of the date of entry of the national stage as set forth in

37 C.F.R. § 1.491 in an international application; or (3) before the mailing date of a first office action on the merits, whichever event occurs last.

Accordingly, this information disclosure statement requires no fee and no certification.

() 37 C.F.R. § 1.97(c).

This information disclosure statement is filed after the period specified in 37 C.F.R. § 1.97(b), but before the mailing date of either (1) a final action under 37 C.F.R. § 1.113 or (2) a notice of allowance under 37 C.F.R. § 1.311.

Accordingly, this information disclosure statement requires either the fee specified in 37 C.F.R. § 1.17(p) for submission of an information disclosure statement under 37 C.F.R. § 1.97(c) (\$210), or a certification according to 37 C.F.R. § 1.97(e).

(X) 37 C.F.R. § 1.97(d).

This information disclosure statement is filed after the period specified in 37 C.F.R. § 1.97(c).

Accordingly, this information disclosure statement requires the petition fee specified in 37 C.F.R. § 1.17(i)(1) to consider an information disclosure statement under 37 C.F.R. § 1.97(d) (\$130), a certification according to 37 C.F.R. § 1.97(e), and a petition requesting consideration of the information disclosure statement.

Conditional Petition

It is respectfully requested that this information disclosure statement be considered, good cause being presented in Part III herein (certification). please treat this paper as the required petition.

If this statement crosses in the mail with an office action, or is otherwise not in the indicated category of 37 C.F.R. § 1.97, it is respectfully requested that this statement be treated in the next appropriate category and made of record.

To the extent required, please treat this paper as a conditional petition for acceptance of the information disclosure statement.

Part II (Payment)

Please charge any additional required fee or credit any overpayment to our Deposit Account No. 500365. An additional copy of this information disclosure statement is enclosed.

A check is enclosed as indicated:

() No fee is due.

- () The fee specified in 37 C.F.R. § 1.17(p) for submission of an information disclosure statement under 37 C.F.R. § 1.97(c) is enclosed (\$210).
- (X) The petition fee specified in 37 C.F.R. § 1.17(i)(1) to consider an information disclosure statement under 37 C.F.R. § 1.97(d) is enclosed (\$130).

Part III (Certification)

Pursuant to 37 C.F.R. § 1.97(e), I certify:

- () No certification is necessary.
- () (1) Each item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the statement.
 - () The “communication from a foreign patent office” referred to in the certification is an International Search Report, possibly issued by the U.S. Patent and Trademark Office in its capacity as an International Search Authority or International Preliminary Examining Authority.
 - () The “counterpart foreign application” referred to in the certification corresponds to an ancestor or descendent application of the application for which this information disclosure statement is filed.
- (X) (2) No item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, or, to my knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c), more than three months prior to the filing of the statement.

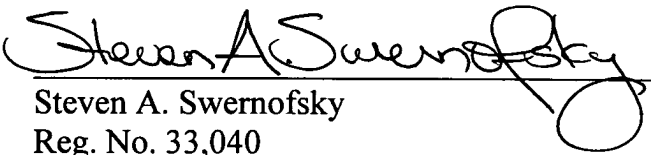
Part IV (Additional Statement)

An additional statement regarding these items of information () is, (X) is not, enclosed.

Copies of the cited art (X) are enclosed, () are of record in parent application Serial No. _____ and will be provided if the Examiner deems it convenient.

Respectfully submitted,

Dated: April 6, 1998


Steven A. Swernofsky
Reg. No. 33,040

The Law Offices of
Steven A. Swernofsky
P.O. Box 390013
Mountain View, CA 94039-0013
(650) 947-0700

Art Cited

United States Patent Numbers:

Foreign Patent Documents:

EPO Appln. EP 0 497 067 A EPO Appln. EP 0 569 313 A

EPO Appln. EP 0 462 917 A IBM Technical Disclosure
Bulletin, Vol. 36, No. 03,
March 1993